

By: Jetton

H.B. No. 2951

Substitute the following for H.B. No. 2951:

By: Paul

C.S.H.B. No. 2951

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the appointment and removal of directors of a levee
3 improvement district; validating certain appointments and actions
4 of certain levee improvement districts.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section [57.053](#), Water Code, is amended to read as
7 follows:

8 Sec. 57.053. VACANCY AND [~~TERM OF OFFICE,~~] REMOVAL[~~, AND~~
9 ~~SUCCESSION~~]. (a) A vacancy on an appointed [~~the~~] board is [~~shall~~
10 ~~be~~] filled by the appointment of a director by a majority vote of
11 the commissioners court. A director appointed to fill a vacancy
12 must be a person qualified for election as a director under Section
13 57.059. The commissioners [~~, and the~~] court shall appoint directors
14 so that the board will always have full membership.

15 (b) The commissioners court, by majority vote, may remove a
16 director who was appointed by the commissioners court [~~an appointed~~
17 ~~member of the board~~].

18 (c) A vacancy on an elected board is filled in accordance
19 with Section [49.105](#).

20 SECTION 2. (a) The changes in law made by this Act apply
21 only to the board of directors of a levee improvement district
22 governed by Chapter [57](#), Water Code, in relation to a vacancy on the
23 board filled, or the removal of a director, that occurs on or after
24 the effective date of this Act. A vacancy filled or removal of a

1 director before the effective date of this Act is governed by the
2 law in effect on the date the vacancy was filled or the director was
3 removed.

4 (b) The filling of a vacancy on the board of directors of a
5 levee improvement district governed by Chapter 57, Water Code, that
6 occurred before the effective date of this Act and that was
7 accomplished in accordance with Section 49.105, Water Code, is
8 ratified, confirmed, and validated and all governmental acts and
9 proceedings of a board of directors affected by the validation that
10 occurred before the effective date of this Act are validated for all
11 purposes.

12 SECTION 3. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2021.